PTO/\$B/26 (08-03)

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REJECTION OVER A PRIOR PATENT	PATENTING	Docket Number (Optional) 2551-102	
In re Application of: Maertens et al			
Application No.: 09/899,082			
Filed: July 6, 2001			
For: Process for Typing of HCV leolates			
The owner*, <u>INNOGENETICS N.V.</u> , of <u>100</u> percent Interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. <u>6.495.670</u> . The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.			
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.			
Check either box 1 or 2 below, if appropriate.			
1. For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.			
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
2. The undersigned is an attorney or agent of record.			
2 The discussioned at all allowed at agone of resorts.	20 Jackson	Feb 23 2004	
<u></u>	Signature	Date	
	B. J. Sadoff (Reg. l	No. 36663)	
The second secon	Typed or printed name		
703-816-4000			
Telephone Number			
Terminal disclaimer fee under 37 CFR 1.20(d) included.			
WARNING: Information on this form may become public. Credit card information should not			
be included on this form. Provide credit card Information and authorization on PTO-2038.			
*Statement_under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.			

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissionar for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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In making the above disclaimer, the owner does not dis application that would extend to the expiration date of the full sprior patent, as presently shortened by any terminal disclaime maintenance fee, is held unenforceable, is found invalid by a whole or terminally disclaimed under 37 CFR 1.321, has all claims in any manner terminated prior to the expiration of its ful disclaimer.	statutory term as defined in 35 er, in the event that it later; e court of competent jurisdiction, ms canceled by a reexamination	U.S.C. 154 and 173 of the xpires for failure to pay a is statutorily disclaimed in contificate is released or
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1. For submissions on behalf of an organization (e.g., corp etc.), the undersigned is empowered to act on behalf of	oration, partnership, university, the organization.	government agency,
I hereby declare that all statements made herein of my information and belief are believed to be true; and further that the false statements and the like so made are punishable by fine or the United States Code and that such willful false statements missued thereon.	ese statements were made with imprisonment, or both, under S	the knowledge that willful tection 1001 of Title 18 of
2. The undersigned is an attorney or agent of record.		
2. Lead the difference is all altothey or agent of record.	& Audu	Feel 23, 2004
	Signature	Date
	B. J. Sadoff (Reg. N	lo. 36663)
	Typed or printed name	
	702-916-40	
<u> </u>	703-816-4000 Telephone Number	
Terminal disclaimer fee under 37 CFR 1.20(d) included.	( otephen o ) tan	idei
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be included on this form. Provide credit card informs	ation and authorization on PTQ-20	11d not 138.
"Statement under 37 CFR 3.73(b) is required if terminal disclaime Form PTO/SB/96 may be used for making this certification. See N	of is signed by the assignee (numer)	

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REJECTION OVER A PRIOR PATENT	2551-102		
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Application No.: 09/899,082			
Filed: July 6, 2001			
For: Process for Typing of HCV Isolates			
The owner*, INNOGENETICS N.V., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 5.846.704 . The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.			
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
2. The undersigned is an attorney or agent of record.	T. C 7 2 2084		
Signature	Date		
B. J. Sadoff (Reg	B. J. Sadoff (Reg. No. 36663)		
Typed or printed name			
703-816-4	000		
Telephone Number			
Terminal disclaimer fee under 37 CFR 1.20(d) included.			
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